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**IN THE UNITED STATES DISTRICT
COURT**

FOR THE WESTERN DISTRICT OF NORTH CAROLINA

CHARLOTTE DIVISION

Civil Action No: 3:10-CV-29

WILLIAM H. TUCKER,

Plaintiff,

v.

**A M E R I C A N B R O A D B A N D
COMMUNICATIONS, LLC,**

Defendant/Counterclaimant,

and PATRICK L. EUDY,

Defendant.

**ORDER FOR EXTENSION OF
FILING DEADLINES AND DENYING
MOTION TO DISMISS AS MOOT**

The Court having considered Plaintiff's **MOTION TO EXTEND TIME FOR PARTIES TO ANSWER OR OTHERWISE PLEAD AND DECLARE MOTION TO DISMISS MOOT**, and having been advised that Defendants consent to the motion and the relief requested, hereby **ORDERS** that:

a) Plaintiff is granted a twenty-day extension to and through April 26, 2010 to answer or otherwise plead with respect to Defendant American Broadband's counterclaims;

b) Defendant Eudy is granted an extension to answer or otherwise plead with respect to Plaintiff's amended complaint to and through the seventh calendar day after Plaintiff answers or otherwise pleads with respect to Defendant American Broadband's counterclaims pursuant to the extension granted in (a) above; and

- c) Defendant Eudy's pending motion to dismiss is declared moot.

Signed: April 2, 2010

A handwritten signature in black ink, reading "Graham C. Mullen", written over a horizontal line.

Graham C. Mullen
United States District Judge

